

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

GREATER ST. LOUIS )  
CONSTRUCTION LABORERS )  
WELFARE FUND, et al., )  
                        )  
**Plaintiffs,**         )  
                        )  
vs.                    )      Case number 4:08cv0549 TCM  
                        )  
ATLAS PAVING & EXCAVATING )  
INC., and ROBERT HIGGINS, )  
                        )  
**Defendants.**         )

**ORDER**

Upon review of the Court file, the Court notes that there has been no activity in this action since the filing of the return of proof of service upon defendant **Robert Higgins** on **June 7, 2008**.

**IT IS HEREBY ORDERED** that Plaintiffs shall, within fourteen (14) days of the date of this order, file appropriate motions for entry of default and for default judgment, supported by all necessary affidavits and documentation, as well as proposed orders for the Court's consideration.

Failure to comply with this order may result in dismissal without prejudice.

Dated this 22nd day of August, 2008.

/s/ Thomas C. Mummert, III  
THOMAS C. MUMMERT, III  
UNITED STATES MAGISTRATE JUDGE